

AO 440 (Rev. 10/93) Summons in a Civil Action - SDNY WEB 4/99

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

CHANEL, INC. a New York Corporation,

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: 07 CV 6679

HEATHER L. GARDNER, et al.

TO: (Name and address of defendant)

HEATHER L. GARDNER a/k/a HEATHER BENJAMIN  
48 Oak Hill Road,  
Horseheads, New York 14845

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

John Macaluso  
Gibney, Anthony & Flaherty, LLP  
665 Fifth Avenue  
New York, New York 10022  
(212) 688-5151

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

**AUG 21 2007**

CLERK

DATE



(BY) DEPUTY CLERK

Plaintiff  
CHANEL, INC., A NEW YORK CORPORATION  
vs.  
Defendant  
HEATHER L. GARDNER AKA HEATHER BENJAMIN, ET AL.,

Case No.: 07 CV 6679  
Hearing Date:  
Attorney of Record:

**AFFIDAVIT OF SERVICE**

Received this on SEP 7 2007

I, Rich Kingdon, being duly sworn, depose and say, I have been duly authorized to make service of the document(s) listed herein in the above styled case, I am over the age of 18, and am not a party to or otherwise interested in this matter.

That on Sep 8 2007 9:43AM, I executed service of SUMMONS; FIRST AMENDED COMPLAINT FOR DAMAGES AND INJUNCTIVE RELIEF; EXHIBITS; DISCLOSURE STATEMENT; INITIAL PRETRIAL CONFERENCE; CIVIL CASE MANAGEMENT PLAN AND SCHEDULING ORDER on HEATHER L. GARDNER, at 334 W JERSEY Way, QUEEN CREEK, Maricopa County, AZ 85423

By Personal Service to: HEATHER L. GARDNER,, NAMED DEFENDANT, A white female approx. 30-35 years of age with blonde hair

Military Status: Not in Military

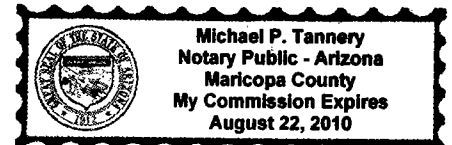
I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.

Rich Kingdon Execute on Sep 09, 2007  
Rich Kingdon, Reg. # 7238, Maricopa, AZ

State of Arizona County of Maricopa  
Subscribed and sworn to before me, a notary public on Sep 09, 2007

Notary Public


ID: 4899324  
Client Reference:



PFI Order No. 4899324



AO 40 (Rev. 8/01) Summons in a Civil Action

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 9/8/2007	
NAME OF SERVER ( <i>PRINT</i> ) Rich Kingdon AZ#7238	TITLE Civil Process Server	
<i>Check one box below to indicate appropriate method of service</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <div style="margin-left: 40px;">HEATHER L GARDNER AKA HEATHER BENJAMIN 334 W JERSEY WAY, QUEEN CREEK, AZ 85423</div> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. <div style="margin-left: 40px;">Name of person with whom the summons and complaint were left:</div> <input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="width: 30%;"> <p>Executed on <u>9/8/2007</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 60%; text-align: center;">  <p>_____ Signature of Server</p> </div> </div> <div style="text-align: center; margin-top: 20px;"> <p><u>PO BOX 7062, PHOENIX, AZ 85011</u></p> <p style="text-align: center; font-size: small;">Address of Server</p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.